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## SENATE BILL No. 595

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### DIGEST OF INTRODUCED BILL

**Citations Affected:** IC 5-14-7.

**Synopsis:** Public entity operational rules. Establishes operational rules for certain statutorily created public entities, including: (1) specifying that the affirmative vote of a majority of the voting members of the public entity is necessary for the entity to take action; (2) requiring the entity to vote on any recommendation of an executive or other committee before the recommendation can take effect; and (3) describing the content and use of minutes and other information.

**Effective:** July 1, 2005.

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**Hershman**

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January 20, 2005, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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Introduced

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## SENATE BILL No. 595

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 5-14-7 IS ADDED TO THE INDIANA CODE AS  
2 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2005]:  
4 **Chapter 7. Uniform Operational Requirements for Public**  
5 **Entities**  
6 **Sec. 1. This chapter applies notwithstanding any other law.**  
7 **Sec. 2. As used in this chapter, "public entity" refers to any**  
8 **statutorily created association, authority, board, body corporate**  
9 **and politic, bureau, center, commission, committee, corporation,**  
10 **council, district, foundation, institute, panel, roundtable, or task**  
11 **force.**  
12 **Sec. 3. The affirmative votes of a majority of the voting**  
13 **members appointed to a public entity are required for the public**  
14 **entity to take action on any measure.**  
15 **Sec. 4. Unless otherwise provided by law, the bylaws or other**  
16 **policies of a public entity may provide for the establishment of**  
17 **executive or other committees. However, a decision or other official**

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1 action adopted or recommended by the executive or other  
2 committee must be ratified by the public entity in order to be  
3 effective.

4 Sec. 5. A public entity, and any executive or other committee of  
5 a public entity, shall keep written minutes of each meeting. The  
6 minutes must:

- 7 (1) generally describe each item considered at the meeting;  
8 (2) specifically describe each official action proposed,  
9 recommended, or voted on at the meeting; and  
10 (3) include the vote of each member in attendance with  
11 respect to any motion considered at the meeting.

12 Sec. 6. Except for matters that are confidential under Indiana  
13 law, the minutes of each meeting of the executive or other  
14 committee of a public entity shall be made available to all members  
15 of the public entity at the next succeeding meeting of the public  
16 entity. However, each member of a public entity is entitled to a  
17 copy or full disclosure of the information considered confidential  
18 under Indiana law.

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